86R9106 BEE-D

By:  Stickland H.B. No. 2063

A BILL TO BE ENTITLED

AN ACT

relating to the sale of fireworks on and before Texas Independence Day, San Jacinto Day, and Cinco de Mayo.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1.  Sections 2154.202(g) and (h), Occupations Code, are amended to read as follows:

(g)  Except as provided by Subsection (h), a retail fireworks permit holder may sell fireworks only to the public, and only during periods:

(1)  beginning June 24 and ending at midnight on July 4;

(2)  beginning December 20 and ending at midnight on January 1 of the following year;

(3)  beginning February 25 and ending at midnight on March 2;

(4)  beginning April 16 and ending at midnight on April 21; and

(5) [~~(3)~~]  beginning May 1 and ending at midnight on May 5 [~~if the fireworks are sold at a location that is not more than 100 miles from the Texas-Mexico border and that is in a county in which the commissioners court of the county has approved the sale of fireworks during the period~~].

(h)  In addition to the periods during which the sale of fireworks is authorized under Subsection (g), the commissioners court of a county by order may allow a retail fireworks permit holder to sell fireworks in that county only to the public and only during the period [~~one or more of the following periods:~~

[~~(1)  beginning February 25 and ending at midnight on March 2;~~

[~~(2)  beginning April 16 and ending at midnight on April 21; and~~

[~~(3)~~]  beginning the Wednesday before the last Monday in May and ending at midnight on the last Monday in May.

SECTION 2.  This Act takes effect September 1, 2019.